WPMB No. 501 of 2001
Hon'ble A.A. Desai, C.J.
Hon'ble M.C. Jain, J.

Heard, learned counsel for the parties and Sri Sudhanshu Dhulia, learned C.S.C.

The impugned order refusing to permit excavation can not be sustained. The same is therefore set aside. However the authorities are at liberty to pass appropriate orders after granting due opportunity to the petitioner.

The petition is accordingly allowed.

(A.A. Desai, C.J.) **(M.C. Jain, J.)**

Dt. 11.05.2001